WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1977

ENROLLED
SENATE BILL NO. 107

(By Mr. Styes & Mr. Beach)

PASSED _______ 1977
In Effect _______ 1977
ENROLLED

Senate Bill No. 107
(By Mr. Steptoe and Mr. Beall)

[Passed April 2, 1977; in effect July 1, 1977.]

AN ACT to amend and reenact sections one and three, article ten, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to increased allowance of weight and registration fees for motor vehicles of farm class.

Be it enacted by the Legislature of West Virginia:

That sections one and three, article ten, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 10. FEES FOR REGISTRATION, LICENSING, ETC.

§17A-10-1. Classification of vehicles for purpose of registration.

1 Vehicles subject to registration under the provisions of this chapter shall be placed in the following classes for the purpose of registration:

2 Class A. Motor vehicles of passenger type, other than those operated for compensation;

3 Class B. Motor vehicles designated as trucks, truck tractors, or road tractors other than those operated for compensation;

4 Class C. All trailers and semitrailers, except those operated for compensation, and except house trailers and trailers or semitrailers designed to be drawn by Class A motor vehicles and having a gross weight of less than two thousand pounds;

5 Class E. Motor vehicles designated as trucks, truck tractors, or road tractors operated for transportation of
property for compensation, but being exempt from the
operating jurisdiction of the public service commission,
and for which a statement of exemption has been received
from the public service commission;

Class G. Motorcycles;

Class H. Motor vehicles operated regularly for the
transportation of persons for compensation under a certif-
icate of convenience and necessity or contract carrier
permit issued by the public service commission;

Class J. Motor vehicles operated for transportation of
persons for compensation by common carriers, not running
over a regular route or between fixed termini;

Class K. Motor vehicles designated as trucks, truck
tractors, or road tractors operated for transportation of
property for compensation under a certificate of con-
venience and necessity or a contract carrier permit issued
by the public service commission;

Class L. All trailers and semitrailers used for trans-
portation of property for compensation;

Class R. House trailers;

Class S. Special mobile equipment as defined in sub-
division (r), section one, article one of this chapter;

Class T. Trailers or semitrailers of a type designed
to be drawn by Class A vehicles and having a gross weight
of less than two thousand pounds;

Class U. Passenger motor vehicles rented for com-
penstation without a driver;

Class Farm Truck. Motor vehicles designated as trucks
having a minimum gross weight of more than eight thou-
sand pounds and a maximum gross weight of sixty-four
thousand pounds, used exclusively in the conduct of a
farming business, engaged in the production of agricul-
tural products by means of (a) the planting, cultivation
and harvesting of agricultural, horticultural, vegetable
or other products of the soil, (b) the raising, feeding and
care of livestock, poultry, bees, and dairy cattle. Such
farm truck shall be used only for the transportation of
agricultural products so produced by the owner thereof,
or for the transportation of agricultural supplies used in such production, or for private passenger use.

§17A-10-3. Registration fees for vehicles equipped with pneumatic tires.

The following registration fees for the classes indicated shall be paid annually to the department for the registration of vehicles subject to registration hereunder when equipped with pneumatic tires:

Class A. The registration fee for all motor vehicles of this class shall be as follows:

1. For motor vehicles of a weight of three thousand pounds or less—twenty dollars.
2. For motor vehicles of a weight of three thousand and one pounds to four thousand pounds—twenty-four dollars.
3. For motor vehicles of a weight in excess of four thousand pounds—thirty dollars.

For the purpose of determining the weight the actual weight of the vehicle shall be taken: Provided, That for vehicles owned by churches, or by trustees for churches, which vehicles are regularly used for transporting parishioners to and from church services, no license fee shall be charged, but notwithstanding such exemption, the certificate of registration and license plates shall be obtained the same as other cards and plates under this article.

Class B, Class E and Class K. The registration fee for all motor vehicles of these three classes shall be as follows:

1. For declared gross weights of four thousand pounds or less—twenty dollars.
2. For declared gross weights of four thousand and one pounds to eight thousand pounds—twenty-two dollars and fifty cents.
3. For declared gross weights of eight thousand and one pounds to sixteen thousand pounds—twenty-two dollars and fifty cents plus forty-five cents for each
For declared gross weights greater than sixteen thousand pounds—sixty-eight dollars and fifty cents plus ninety cents for each one hundred pounds or fraction thereof that the gross weight of such vehicle or combination of vehicles exceeds sixteen thousand pounds.

If the declared gross weight of a Class B, Class E or Class K motor vehicle includes the gross weight of a Class C or Class L vehicle used in combination with such Class B, Class E or Class K motor vehicle and the declared gross weight of the vehicles constituting such combination exceeds sixteen thousand pounds and the registration fee prescribed hereunder for such Class C or Class L vehicle has been paid, there shall be deducted from the registration fee for such Class B, Class E or Class K motor vehicle the amount of seventeen dollars and fifty cents; but, there shall be no such deduction where the declared gross weight of the vehicles constituting such combination is less than sixteen thousand and one pounds.

Class C and Class L. The registration fee for all vehicles of these two classes shall be seventeen dollars and fifty cents.

Class G. The registration fee for each motorcycle having two wheels shall be six dollars. The registration fee for each motorcycle having three wheels shall be seven dollars and fifty cents.

Class H. The registration fee for all vehicles for this class operating entirely within the state shall be five dollars; and for vehicles engaged in interstate transportation of persons, the registration fee shall be fees provided by this section for Class B, Class E and Class K reduced by the amount that the mileage of such vehicles operated in states other than West Virginia bears to the total mileage operated by such vehicles in all states under a formula to be established by the department of motor vehicles.
Class J. The registration fee for all motor vehicles of this class shall be eighty-five dollars. Ambulances and hearses used exclusively as such shall be exempted from the above special fees.

Class R. The registration fee for all vehicles of this class shall be ten dollars.

Class S. The registration fee for all vehicles of this class shall be seventeen dollars and fifty cents.

Class T. The registration fee for all vehicles of this class shall be six dollars.

Class U. The registration fee for all vehicles of this class shall be fifty-seven dollars and fifty cents.

Class Farm Truck. The registration fee for all motor vehicles of this class shall be as follows: (1) For farm trucks of declared gross weights of eight thousand and one pounds to sixteen thousand pounds—thirty dollars; (2) for farm trucks of declared gross weights of sixteen thousand and one pounds to twenty-two thousand pounds—sixty dollars; (3) for farm trucks of declared gross weights of twenty-two thousand and one pounds to twenty-eight thousand pounds—ninety dollars; (4) for farm trucks of declared gross weights of twenty-eight thousand and one pounds to thirty-four thousand pounds—one hundred fifteen dollars; (5) for farm trucks of declared gross weights of thirty-four thousand and one pounds to forty-four thousand pounds—one hundred sixty dollars; (6) for farm trucks of declared gross weights of forty-four thousand and one pounds to fifty-four thousand pounds—two hundred five dollars; and (7) for farm trucks of declared gross weights of fifty-four thousand and one pounds to sixty-four thousand pounds—two hundred fifty dollars.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis  
Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect July 1, 1977.

J. W. Deveron Jr.  
Clerk of the Senate

U.A. Blankenship  
Clerk of the House of Delegates

W. H. Battle, Jr.  
President of the Senate

Donald L. House  
Speaker House of Delegate

The within ___approved___ this the ___

day of ___April___, 1977.

Governor